IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.9905 OF 2004

Schenectady Herdillia & anr. .. Petitioners

v/s.

Union of India & ors. .. Respondents

Mr.D.B.Shroff i/by Mr.P.J.Ranga for petitioners.

Mr.A.S.Rao i/by Mr.S.S.Sarkar for respondents.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 14th December, 2004

P.C.

Heard Mr.D.B.Shroff, the learned counsel for the petitioners.

2. Admittedly, the appeal and the stay application preferred by the petitioners are pending before the Central excise and Service Appellate Tribunal. The stay application is scheduled to come up before the Tribunal on 23rd December, 2004. In the circumstances, we are not inclined to invoke the extraordinary jurisdiction under Article 226 of the Constitution of India. Dismissed summarily.

(R.M.LODHA, J.)

(J.P. DEVADHAR, J.)